- 1 AN ACT concerning public defenders.
- 2 Be it enacted by the People of the State of Illinois,
- 3 represented in the General Assembly:
- 4 Section 5. The Counties Code is amended by changing
- 5 Section 3-4007 as follows:
- 6 (55 ILCS 5/3-4007) (from Ch. 34, par. 3-4007)
- 7 Sec. 3-4007. Compensation.
- 8 (a) The public defender shall be paid out of the county
- 9 treasury, and the State treasury as provided in subsection
- 10 (b), as the sole compensation for his or her services a
- 11 salary in an such amount as-shall--be fixed by the County
- Board. which-salary-in-counties-of-less-than-500,000
- 13 population-but-in-excess-of-100,000-shall-not--be--less--than
- 14 40%--nor--more--than--100%-of-the-compensation-of-the-State's
- 15 Attorneys-of-such-counties-and-in-counties-of-100,000-or-less
- 16 population-shall-not-be-less-than-25%-nor-more-than--100%--of
- the-compensation-of-the-State's-Attorneys-of-such-counties.
- 18 When a Public Defender in a county of 30,000 or more
- 19 population is receiving not less than 90% of the compensation
- of the State's Attorney of such county, that Public Defender
- 21 shall not engage in the private practice of law.
- 22 (b) The State treasury must pay 66 2/3% of the public
- 23 <u>defender's annual salary. If the public defender is employed</u>
- 24 <u>full-time</u> in that capacity, his or her salary must be at
- 25 <u>least 90% of that county's State's attorney's annual</u>
- 26 <u>compensation</u>. These amounts furnished by the State shall be
- 27 payable monthly from the State treasury to the county in
- which each Public Defender is employed.
- 29 <u>(c)</u> In cases where 2 or more adjoining counties have
- 30 joined to form a common office of Public Defender, the salary
- of the Public Defender shall be set and paid as provided by a

- joint resolution of the various county boards involved. 1
- 2 (Source: P.A. 86-962.)